

REMARKS

By this amendment, replacement drawing sheets containing Figures 1A, 1B, 3A, 3B, 3C, 2A, 2B, 2C, 2D, 2E, 2F, 2G, 2H, 7A, 7B, 7C, 7D, 7E, 8A, 8B, 8C, 9A, 9B, 10A and 10B are being submitted to overcome the objections. Changes to the specification are also being submitted.

With respect to the objection to claim 1, Applicant believes "form" should not be "forms," since "form" refers to the plural of sidewalls and back wall.

With respect to the rejection of claims 6, 12 and 13 under 35 U.S.C. §112, first paragraph, Applicant would like for the Examiner to reconsider the rejection. Note that claim 1 sets forth a cage having sidewalls and back walls which form a "U-shape." In other words, the cage, when installed in an intervertebral disk space, includes this shape. Note, further, that the expandable back wall designs of Figures 9 and 10 also at least end up with a "U-shape." Indeed, it could be argued that even in the collapsed state shown in Figure 9A and Figure 10A, somewhat of a "U-shape" is realized. Accordingly, Applicant believes these claims pass muster under 35 U.S.C. §112, first paragraph.

Claim 8 has been amended to overcome the rejection under 35 U.S.C. §112, second paragraph. It is believed that this case is now in condition for allowance. Questions regarding this application may be directed to the undersigned.

Respectfully submitted,

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